

85<sup>th</sup> Legislative Session – 2010

Committee: Senate Agriculture and Natural Resources

Tuesday, February 02, 2010

P - Present  
E - Excused  
A - Absent

Roll Call

P Bradford  
P Garnos  
P Hansen (Tom)  
P Howie, Vice-Chair  
P Kloucek  
P Maher  
P Peterson  
P Vehle  
P Rhoden, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Larry Rhoden, Chair.

MOTION: TO AMEND THE MINUTES OF THURSDAY, JANUARY 28, 2010 AS FOLLOWS: ON PAGE 3 AFTER “SECOND BY: MAHER” DELETE “ACTION: PREVAILED BY VOICE VOTE.” AND INSERT “ACTION: WAS NOT ACTED UPON.” ON PAGE 3, DELETE “FEBRUARY 20” AND INSERT “FEBRUARY 2”, AND TO APPROVE MINUTES AS AMENDED.

Moved by: Bradford  
Second by: Garnos  
Action: Prevailed by voice vote.

SB 75 CONTINUED FROM THURSDAY, JANUARY 28, 2010 MEETING WITH ADDITIONAL TESTIMONY.

SB 75: define certain terms for livestock identification purposes.

Proponents: Chris Harvey, Self, Todd County

John Kerstiens, SD Farmers Union  
Holly Waddell, Dakota Rural Action  
Craig Shaver, Self, Sturgis  
Janet Hansen, Self, Ft. Pierre  
Opponents: Dr. Dustin Oedekoven, Department of Agriculture  
Bill Even, Secretary of Agriculture  
Brenda Forman, SD Cattlemen's Association  
Mary Duvall, SD Farm Bureau

MOTION: SUBSTITUTE MOTION AMEND SB 75

75tb

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. That chapter 40-3 be amended by adding thereto a NEW SECTION to read as follows:

For the purposes of §§ 40-3-27 to 40-3-29, inclusive, participation in the National Animal Identification System shall remain voluntary. Nothing in this Act prohibits:

- (1) The State of South Dakota from establishing or participating in disease control programs designed to address a specific disease in a specific species of livestock; or
- (2) Any person from voluntarily participating in the National Animal Identification System.

Section 2. That chapter 40-3 be amended by adding thereto a NEW SECTION to read as follows:

For purposes of §§ 40-3-27 to 40-3-29, inclusive, the term, voluntary, means an informed act of free choice that is not compelled by legal obligation, fraud, undue influence, compulsion, coercion, or solicitation by false, misleading, or concealed information."

Moved by: Howie  
Second by: Kloucek  
Action: Failed by voice vote.

MOTION: SUBSTITUTE MOTION DO PASS SB 75 AS AMENDED

Moved by: Garnos  
Second by: Maher  
Action: Prevailed by roll call vote. (6-2-1-0)

Voting Yes: Bradford, Garnos, Hansen (Tom), Howie, Maher, Rhoden

Voting No: Peterson, Vehle

Excused: Kloucek

SB 85: revise the continuing education requirements for certain veterinarians over the age of sixty-five.

Presented by: Senator Tom Hansen

Proponents: Dr. Sam Holland, Department of Agriculture  
Jennifer Stalley, SD Veterinary Medical  
Bill Even, Secretary of Agriculture

MOTION: AMEND SB 85

85ta

On page 1, line 8, of the printed bill, delete "over the age".

On page 1, line 9, delete "of sixty-five years and".

Moved by: Hansen (Tom)

Second by: Garnos

Action: Prevailed by voice vote.

MOTION: DO PASS SB 85 AS AMENDED

Moved by: Peterson

Second by: Vehle

Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Bradford, Garnos, Hansen (Tom), Kloucek, Maher, Peterson, Vehle, Rhoden

Excused: Howie

MOTION: AMEND TITLE OF SB 85

85tta

On page 1, line 2, of the printed bill, delete "over the age of sixty-five".

Moved by: Hansen (Tom)  
Second by: Maher  
Action: Prevailed by voice vote.

MOTION: PLACE SB 85 ON CONSENT CALENDAR

Moved by: Hansen (Tom)  
Second by: Maher  
Action: Prevailed by voice vote.

SB 86: revise certain requirements related to the licensure of veterinarians.

Presented by: Senator Tom Hansen  
Proponents: Dr. Sam Holland, Department of Agriculture  
Kim Johner, Self, Grand Forks, SD (Handout:1)  
Jennifer Stalley, SD Veterinary Medical  
Bill Even, Secretary of Agriculture

MOTION: DO PASS SB 86

Moved by: Hansen (Tom)  
Second by: Garnos  
Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Bradford, Garnos, Hansen (Tom), Kloucek, Maher, Peterson, Vehle, Rhoden

Excused: Howie

MOTION: PLACE SB 86 ON CONSENT CALENDAR

Moved by: Vehle  
Second by: Peterson  
Action: Prevailed by voice vote.

HB 1013: authorize the Department of Environment and Natural Resources to accept certain documents submitted with electronic signatures.

Presented by: Steve Pirner, Department of Environment and Natural Resources

MOTION: DO PASS HB 1013

Moved by: Garnos  
Second by: Maher  
Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Bradford, Garnos, Hansen (Tom), Kloucek, Maher, Peterson, Vehle, Rhoden

Excused: Howie

MOTION: PLACE HB 1013 ON CONSENT CALENDAR

Moved by: Hansen (Tom)  
Second by: Vehle  
Action: Failed by voice vote.

MOTION: ADJOURN

Moved by: Hansen (Tom)  
Second by: Vehle  
Action: Prevailed by voice vote.

Cindy Louder  
Committee Secretary

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Larry Rhoden, Chair